THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION NO :2260 of 2007

DATED:22-03-2007

BETWEEN:

Ragala Manasa.

..... PETITIONER

AND

The Revenue Divisional Officer,
Kavali,
Nellore District & another.

.....RESPONDENTS

ORDER:

Heard the learned counsel for the petitioner as well as the learned Government Pleader for Social Welfare appearing for the respondents.

2. Petitioner seeks a writ of mandamus declaring the action of the 2nd respondent in not sending any report based on the caste claim of the petitioner to the 1st respondent, as illegal, and arbitrary, and consequently direct the 2nd respondent to submit his report over the caste claim of the petitioner to the 1st respondent enabling him to pass necessary orders.

3. It is stated that the petitioner belongs to Samban (Scheduled Caste) community and her father applied for issuance of the caste certificate in the prescribed proforma on 30-10-2006 before the 2nd respondent-Revenue Divisional Officer, Kavali, Nellore District, who is the competent authority to issue caste certificates. It is further stated that as per rules, the said application has to be processed through the concerned authorities such as Panchayat Secretary and Mandal Revenue Officer and accordingly, the Panchayat Secretary, on verification of all the particulars and the revenue records, forwarded the same to the 2nd respondent-Mandal Revenue Officer for necessary action but the 2nd

respondent has not submitted the report before the 1st respondent so far.

4. I am not inclined to express any opinion on the merits of the case, but however, when an application has been filed on 30-10-2006 there cannot be any justification on the part of the 2nd respondent to keep it pending months together.

5. Having regard to the facts and circumstances of the case, the Writ Petition is disposed of directing the 2nd respondent to consider and dispose of the application, dated 30-10-2006, of the petitioner as expeditiously as possible, preferably within three weeks from the date of receipt of a copy of this order. No order as to costs.

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V.ESWARAIAH, J

22nd March, 2007

Note:

Furnish C.C. of the order
within two days.

B/o
Tsy